

1887-006 Chancery Causes: C. C. Bales vs. A. D. Thompson &  
Lee Co.

Surgeoner, Weston, Gayne

CA-Debt  
T-Property



To the Hon. H. K. Morrison Judge of the Circuit  
Court of Lee County Virginia;

Humbly complaining Your Orator G. B. Bates a citizen  
of said County would respectfully represent that on  
the 25<sup>th</sup> day of October 1886 he obtained a judgment  
at law, before one Peter Bays a justice of the peace for  
said County of Lee against A. D. Thompson Citizen of said  
County for the sum of \$17.00 with legal interest thereon  
from the 23<sup>rd</sup> day of Decr. 1885 till paid and the costs  
of suit amounting to \$1.00 and the said judgment is herewith  
filed marked (A) as part hereof. On the judgment  
so rendered an execution issued which was placed in  
the hands of the proper officer to be levied and collected  
according to law, but instead of doing so he returned  
the same "no property found". The said judgment and  
every part thereof is still due and owing to your Orator  
and no part thereof has ever been paid him.

Your Orator states that about the 23<sup>rd</sup> day of Nov. 1886  
he gave said Thompson written notice that unless said  
judgment should be paid him within 60 days then  
except answering a bill in equity in this honorable Court  
would be filed against him to enforce the lien thereof  
and he subjected to the costs of such suit, and this  
original notice is herewith filed marked (B)

Your Orator now states that said A. D. Thompson is the  
owner of a tract of land lying in said County of Lee on  
Yellow Branch about 13 miles west of the Court house  
which he purchased of A. R. Surgenor in his lifetime  
and has fully paid the purchase price thereof, but the  
title thereto not having been made by said Surgenor in  
his lifetime the same at his death descended to his heirs  
at law who are James E. Surgenor, S. S. Surgenor Jr.  
Susan Weston wife of Wm. Weston Sarah Jayne wife of  
James H. Jayne and Nancy Surgenor his widow.

Your Orator states that his said judgment at law operates  
as a lien on said land and the rents and profits of which  
will not in five years time pay the same and he is  
advised that a Court of equity will enforce the lien of said  
judgment by decreeing said land to be sold to pay the same  
and to obtain that end is the object of this bill.

Your Orator therefore prays that said A. D. Thompson, James  
E. Surgenor, S. S. Surgenor Jr. Wm. Weston Susan Weston James  
H. Jayne Sarah Jayne & Nancy Surgenor be made defendants  
to this bill and be required to answer the same fully and  
and in a hearing thereof a decree be entered in favor  
of your Orator against said Thompson Ordering said



lands to be sold to pay said judgment at law and if  
mistaken in this his special prayer then again Orator  
prays for all general relief May the commonwealth  
write of Spca issue directed &c.

Henry J. Morgan for Peff



cc 4.87  
S 1.00  
5.87

C C Bates

24 m

vs { Bill to Enf. Lim off Dept

A D. Thompson et al

1887 Feby, Bill Filed Spa  
Ed on Dept Thompson & D. Vice  
as to him  
11 March D. N. Gufob and Cause  
set for hearing.



# VIRGINIA--Lee County, to wit:

To Samuel S Rose, Constable of said County:

I Hereby Command You to Summon A D Thompson, if to be found in your District, to appear at P Bay's office, in said County, on the 20 day of October 1886 before me or such other Justice of said County as may then be there, to try this Warrant: to answer the complaint of C C Bales and upon a claim for money not exceeding \$100.00, exclusive of interest, to wit: for the sum of \$17 <sup>100</sup> 00 due by Note. And then and there make return of this Warrant. Given under my hand the 18 day of October, 1886.

Peter Bay's, J. P.

C C Bales

Against.

A D Thompson

On the 25 day of October, 1886.  
In Debt.

At Bay's store, in said County.

JUDGMENT, That the plaintiff recover of the Defendant, \$17 <sup>100</sup> 00, with interest thereon from the 23 day of December, 1885, till paid, and \$1 <sup>100</sup> 00 for costs.

Peter Bay's, J. P.

VIRGINIA---Lee County To Wit:

To Samuel S Rose, CONSTABLE OF SAID COUNTY:

I COMMAND YOU, In the name of the Commonwealth of Virginia, that of the goods and chattles of A D Thompson, in your County, you cause to be made the sum of \$17 <sup>100</sup> 00 with interest thereon from the 23 day of December, 1886, till paid, which C C Bales has recovered before me in a Warrant in Debt, and also the sum of \$1 <sup>100</sup> 00 which were adjudged to said C C Bales for costs in prosecuting said Warrant. Given under my hand 25 day of October, 1886.

Peter Bay's, J. P.



C. C. Bales  
vs. Warrant  
A. D. Thompson

Executed by

S. S. Rose, C. C.

No property found

S. S. Rose, C. C.

(A)

CONSTABLE OF SAID COUNTY

TO  
I COMMAND YOU In the name of the Commonwealth of Virginia, that of the goods and chattels of  
In your County, you cause to be made the sum of \$  
which were adjudged to said  
day of  
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Mr A D. Thompson

On the 25<sup>th</sup> day of Oct 1886 I obtained a judgment before a justice of the peace against you for \$17.00 with interest from Dec. 23<sup>rd</sup> 1885 till paid and \$1.00 cost And the execution which issued thereon has been returned "no property found" And the said judgment operates as a lien on your real estate Notice is now given you that unless said judgment & cost is paid me within 60 days a bill in Chancery in the Circuit of Lee County will be filed against you to enforce the lien of said judgment by a sale of your land & you subjected to the cost thereof

Truly yours &c  
G. B. Balch, Attorney

Nov. 10 1886.



66 Bales

Notice

A. D. Thompson

Executed Nov. 23<sup>rd</sup> 1886.  
by delivering to A. D. Thom-  
-pson a copy of the  
within

S. H. Ewing D. for  
Rosa D. Flinn, S. L. C.

(B)



# The Commonwealth of Virginia,

To the Sheriff of LEE COUNTY--Greeting:

WE COMMAND YOU to summon A. D. Thompson

Nancy Surgenor, James E. Surgenor, S. S.  
Surgenor, Dr. William Weston, Susan Weston, James  
H. Jayne and Sarah Jayne

to appear at the Clerk's office of the Circuit Court of Lee County, at the Court House  
on the first Monday in February next, being Rule Day, to answer a  
Bill in Chancery exhibited in our Court against them, by

W. C. Bales

And have then and there this Writ. Witness, J. A. G. HYATT, Clerk of our said  
Court, at the Court House, this 26<sup>th</sup> day of January 1887 in  
the 11 year of the Commonwealth.

J. A. G. Hyatt Clerk.

A Copy Teste :



(N. J. M.)

C. C. Dales

vs  $\frac{2}{3}$  Spa in Choy

A. D. Thompson et al

To February Rules 1887

Expected by delivering  
an office copy of  
this Spa to A. D.  
Thompson Feby  
4<sup>th</sup> 1887.

J. H. Clegg Deputy

For R. D. Flannery

S. L. L.